

REMARKS

Status of the Claims.

Claims 1-59, 94-151, and 232-241 are pending, no claims being cancelled and no claims being added herein.

Double Patenting.

Claims 94 and 97 were rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1, 43, and 50 of U.S. Patent No: 6,657,884. Applicants provide herewith a Terminal Disclaimer signed by the Assignees thereby obviating this rejection.

Claim 94 was provisionally rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1, 28, 29, and 31 of copending Application No: 10/053,814, and 50 of U.S. Patent No: 6,657,884. while claim 97 was provisionally rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1, 28-29, 57, 60, 62, and 86 of copending Application No: 10/053,814. As copending application 10/053,814, Applicants understand that the rejection is provisional and accordingly, no action is required at this time.

Allowable subject matter.

Applicants note with appreciation the Examiner's indication that claims 1-59, 95-96, 98-151, and 232-241 are allowed. In view of the filing of the Terminal Disclaimer, noted above, Applicants believe all pending claims are now allowable.

The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If a telephone conference would expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (510) 769-3513.

QUINE INTELLECTUAL PROPERTY LAW
GROUP, P.C.
P.O. BOX 458
Alameda, CA 94501
Tel: 510 337-7871
Fax: 510 337-7877

Respectfully submitted,



Tom Hunter
Reg. No: 38,498